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PATENT EXAMINING OPERATION

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In re Application of:

PETER T. PUGLIESE

Serial No.: 09/989,019

Filed: November 21, 2001

Title: THE USE OF COMBINED FLAVONES
AND ISOFLAVONES TO TREAT
CELLULITE.

Art Unit No.: 1617

Primary Examiner: San-ming Hui

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305-1002

4/10/02
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N.E.

Patent & Trademark Office

ATTN: Primary Examiner San-ming Hui, Art Unit 1617

Washington, D.C. 20231

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EMENDMENTS AND REPLY BRIEF UNDER 37 C.F.R. 1.111

Responsive to the PTO Official Letter mailed 02/14/02, with a shortened statutory period presently set to respond on 14 May 2002, kindly consider the following claim amendments, inventor declarations, and supporting remarks.

IN THE CLAIMS

Kindly amend original claims 1, 10 and 11 as set forth below:

1. (Amended) An oil-in-water emulsion suited for topical application to the skin of a woman evincing the cosmetic condition called cellulite, having the active ingredients comprising:

(a) an oil-soluble hydroxyflavone selected from the group consisted of quercetin and fisetin;

(b) an oil-soluble isoflavone selected from the group consisting of genistein, diadzein, and biochanin-A;

(c) an oil-soluble amino substituted butanoate selected from the group consisting of DL-carnitine, L-carnitine, and carnitine acetate;

(d) a water-soluble xanthine selected from the group consisting of theophylline, theophylline salts, caffeine, and theobromine;

(e) a water-soluble plant extract *coleus forskohlii*;